

The City Council of the City of Mattoon held a regular meeting in the Council Chambers at City Hall on October 18, 2005 at 7:00 p.m.

Mayor White presiding.

The following members of the Council answered roll call: YEA Commissioner David Cline, YEA Commissioner Terry Cook, YEA Commissioner Randy Ervin, YEA Commissioner David Schilling, YEA Mayor Charles E. White.

Also in attendance were City personnel: City Administrator Richard Underkofler, City Attorney/Treasurer J. Preston Owen, Public Works Director David Wortman, Community Coordinator Kyle Gill, Police Chief Larry Metzelaars, Fire Chief Bruce Grafton, Utilities Superintendent Chris Hartbank, Tourism Director Beth Hettinger, and City Clerk Susan O’Brien.

**CONSENT AGENDA**

*(Items listed on the Consent Agenda are considered to be routine in nature and will be enacted by one motion. Prior to asking for a motion to approve the Consent Agenda, the mayor will ask if anyone desires to remove an item from the Consent Agenda for public discussion. No separate discussion of these items will occur unless a Council Member requests the item to be removed from the Consent Agenda. If an item is removed from the Consent Agenda, it will be considered elsewhere on the agenda for this meeting.)*

Mayor White seconded by Commissioner Schilling moved to approve the consent agenda consisting of minutes of the regular meeting October 4, 2005; department reports of the Treasurer, Police and Fire Department for the month of September; payroll and bills for the first half of October, including HOME Housing Rehab Grant Expenditures; Resolution 2005-2615, authorizing the mayor to sign an Agreement with the Illinois Central Railroad Company granting the municipality a license to construct and maintain sanitary sewer across, along and underneath property of the railroad incidental to the improvement of County Road 1000 North; Council Decision Request 2005-521, reporting bids received and authorizing a \$140,828.40 contract with Curry Construction, Inc. for the relocation of water and sewer service incidental to the improvement of County Road 1000 North; Council Decision Request 2005-522, reporting bids received and authorizing a \$34,808 procurement from Utility Pipe Sales for fire hydrants and water main fittings; and, a \$26,577.20 procurement from National Waterworks for water and sewer main pipe; and Council Decision Request 2005-523, approving specifications, a \$72,000 cost estimate and authorizing a competitive solicitation for bids for new self contained breathing apparatus for use by Fire Department personnel.

**Bills and Payroll for the first half of October**  
**General Fund**

Payroll	\$	238,626.61
Bills	\$	124,675.43
Total	\$	363,302.04

**Hotel Tax Fund**

Payroll	\$	1,568.33
Bills	\$	1,102.97
Total	\$	2,671.30

**Festival Management**

Bills	\$	11,033.80
Total	\$	11,033.80

**Insurance & Tort Judgment**

Bills		\$ 2,354.88
	Total	\$ 2,354.88

**Capital Project Fund**

Bills		\$ 114,598.09
	Total	\$ 114,598.09

**Water Fund**

Payroll		\$ 31,835.63
Bills		\$ 57,186.65
	Total	\$ 89,022.28

**Sewer Fund**

Payroll		\$ 28,094.82
Bills		\$ 54,930.10
	Total	\$ 83,024.92

**Cemetery Fund**

Payroll		\$ 3,543.54
Bills		\$ 334.97
	Total	\$ 3,878.51

**Revolving Loan Fund**

Bills		\$ 280.00
	Total	\$ 280.00

**Motor Fuel Tax Fund**

Bills		\$ 11,300.28
	Total	\$ 11,300.28

**Health Insurance**

Bills		\$ 25,725.16
	Total	\$ 25,725.16

**CITY OF MATTOON, ILLINOIS  
RESOLUTION NO. 2005-2615**

**A RESOLUTION AUTHORIZING THE MAYOR TO SIGN AN AGREEMENT WITH THE CANADIAN NATIONAL ILLINOIS RAILROAD COMPANY GRANTING THE MUNICIPALITY A LICENSE TO CONSTRUCT AND MAINTAIN SANITARY SEWER ACROSS, ALONG AND UNDERNEATH PROPERTY OF THE RAILROAD INCIDENTAL TO THE IMPROVEMENT OF COUNTY ROAD 1000 NORTH**

**BE IT RESOLVED BY THE CITY COUNCIL FOR THE CITY OF MATTOON, COLES COUNTY, ILLINOIS**, that the Mayor is authorized to sign an agreement with the Canadian National Illinois Central (CNIC) Railroad Company, a copy of which is attached and incorporated herein by reference.

Upon motion by Mayor White, seconded by Commissioner Schilling, adopted this 18<sup>th</sup> day of October, 2005, by a roll call vote, as follows by consent agenda,

AYES (Names): Commissioner Cline, Commissioner Cook,  
Commissioner Ervin, Commissioner Schilling,  
Mayor White

NAYS (Names): None

ABSENT (Names): None

Approved this 18th day of October, 2005.

/s/ Charles E. White

Charles E. White, Mayor

City of Mattoon, Coles County, Illinois

ATTEST:

APPROVED AS TO FORM

/s/ Susan J. O'Brien

Susan J. O'Brien, City Clerk

/s/ J. Preston Owen

J. Preston Owen, City Attorney

Recorded in the Municipality's Records on October 19th, 2005.

Mayor White opened the floor for discussion. No discussion.

Mayor White declared the motion to approve the consent agenda carried by the following vote: YEA Commissioner Cline, YEA Commissioner Cook, YEA Commissioner Ervin, YEA Commissioner Schilling, YEA Mayor White.

#### PUBLIC PRESENTATION, PETITIONS AND COMMUNICATIONS

*This portion of the City Council meeting is reserved for persons who desire to address the Council. The Illinois Open Meeting Act mandates that the City Council may NOT take action on comments received on matters that have not been identified on this agenda, but the Council may direct staff to address the topic or refer the matter for action on the agenda for another meeting. Persons addressing the Council are requested to limit their presentations to three minutes and to avoid repetitious comments.*

Mrs. Barbara McKenzie, Sesquicentennial Parade Coordinator, announced the Sesquicentennial parade awards with assistance from Miss Jackie Metzger, Sesquicentennial Queen, to: Mitchell-Jerdan Funeral Home (Equestrian Unit); Methodist Church (1<sup>st</sup> Place, Best Float); City of Mattoon (2<sup>nd</sup> Place, Best Float); Mattoon Rotary & Delta Theta Tau (3<sup>rd</sup> Place, Best Float); Consolidated Communications (1<sup>st</sup> Place, Unique Entry); US Bank (2<sup>nd</sup> Place, Unique Entry); Master Gardeners (3<sup>rd</sup> Place, Unique Entry); Weste the Clown & Co. (Clowns); Peoria Coach (Best Vehicle); Trikettes & Honda Motorcycles (Bicycles); First Mid-Illinois Bank & Trust (City Council Award); Blue Cross/Blue Shield (Mayor's Award); Immaculate Conception Church (Grand Prize Award); Jim & Marilyn Huskey (Vintage Vehicle-traveling farthest); and CN train (Vintage Vehicle-closest to theme). Mayor White presented Miss Jackie Metzger with a gift. Council praised Mrs. McKenzie for her efforts.

Commissioner Ervin updated the Council and public on the status of work in progress pertaining to rehabilitation and expansion of facilities of the Mattoon Area Family YMCA, and involving the negotiations to acquire land south of the YMCA, the meeting with Winfield Consulting Company for surveying the expectations of the public, YMCA requesting feedback from members, Council's request for the Ritter Trust money to be returned to the YMCA for the expansion, property management engineer to address the current structural and mechanical aspects, and the YMCA preparation of a schematic, capital fundraising campaign and collaboration with other community groups. Mayor White opened the floor for public discussion. Mr. Art Willaredt requested the lot area next to the Amtrak Depot be left for the Depot.

Commissioner Cline seconded by Commissioner Ervin moved to authorize the City Attorney & Treasurer to initiate procedures to enable certain employees to be issued credit cards for business-related expenses of the municipality.

Mayor White opened the floor for discussion. No Discussion.

Mayor White declared the motion carried by the following vote: YEA Commissioner Cline, YEA Commissioner Cook, YEA Commissioner Ervin, YEA Commissioner Schilling, YEA Mayor White.

## UNFINISHED BUSINESS

Mayor White seconded by Commissioner Cook moved to adopt Resolution 2005- 2616, authorizing the mayor to sign a proposed Intergovernmental Agreement that would establish the Coles County Solid Waste Management Agency.

### CITY OF MATTOON, ILLINOIS RESOLUTION NO. 2005-2616

#### **A RESOLUTION AUTHORIZING THE MAYOR TO SIGN AN INTERGOVERNMENTAL AGREEMENT THAT WOULD ESTABLISH THE COLES COUNTY SOLID WASTE MANAGEMENT AGENCY**

**BE IT RESOLVED BY THE CITY COUNCIL FOR THE CITY OF MATTOON** that the mayor is authorized to sign an Intergovernmental Agreement that would establish the Coles County Solid Waste Management Agency. A copy of said agreement is attached and incorporated herein by reference.

Upon motion by Commissioner Cline, seconded by Commissioner Ervin, adopted this 18th day of October, 2005, by a roll call vote, as follows:

AYES (Names): Commissioner Cline, Commissioner Cook,  
Commissioner Ervin, Commissioner Schilling,  
Mayor White

NAYS (Names): None

ABSENT (Names): None

Approved this 18th day of October, 2005.

/s/ Charles E. White  
Charles E. White, Mayor  
City of Mattoon, Coles County, Illinois

ATTEST:  
FORM:

/s/ Susan J. O'Brien  
Susan J. O'Brien, City Clerk

/s/ J. Preston Owen  
J. Preston Owen, City Attorney

Recorded in the Municipality's Records on 19<sup>th</sup> day of October, 2005.

Mayor White opened the floor for discussion. No Discussion.

Mayor White declared the motion carried by the following vote: YEA Commissioner Cline, YEA Commissioner Cook, YEA Commissioner Ervin, YEA Commissioner Schilling, YEA Mayor White.

Commissioner Schilling seconded by Commissioner Cline moved to approve Council Decision Request 2005-524, authorizing agreements with Clark Dietz not to exceed \$146,300 for engineering services for automating and updating equipment at the Wastewater Treatment Plant. The design phase contract is \$94,600; the construction phase contract would be \$51,700.

Mayor White opened the floor for discussion. No Discussion.

Mayor White declared the motion carried by the following vote: YEA Commissioner Cline, YEA Commissioner Cook, YEA Commissioner Ervin, YEA Commissioner Schilling, YEA Mayor White.

Commissioner Cook seconded by Commissioner Ervin moved to approve Council Decision Request 2005-525, approving a budget revision and authorizing a revision to an agreement with Coles County and Agracel, Inc. for an easterly extension of Progress Drive and a new road from Progress Drive to County Highway 18 a/k/a County Road 1000 North. The source of funding for the City's contribution for this project would be changed from the Motor Fuel Tax Fund to the Capital Improvement Fund and the City's contribution would increase from \$60,000 to \$101,792.50 to enable award of a \$372,682.26 construction contract to Howell Asphalt, Inc. Contributions from Coles County and Agracel would be \$140,000 and \$171,792.50, respectively

Mayor White opened the floor for discussion. No Discussion.

Mayor White declared the motion carried by the following vote: YEA Commissioner Cline, YEA Commissioner Cook, YEA Commissioner Ervin, YEA Commissioner Schilling, YEA Mayor White.

## NEW BUSINESS

Mayor White seconded by Commissioner Schilling moved to approve Council Decision Request 2005-526, authorizing a TIF grant agreement that would reimburse Helen Johnson d/b/a CJ's Club, Inc. for 75% or up to \$5,351.25 of the costs for a \$7,135.00 structural repair project on a building at 1817 Broadway Avenue in the Midtown TIF District.

Mayor White opened the floor for discussion. Mayor White announced the 25% donation by the McCleans for repairs to the common wall.

Mayor White declared the motion carried by the following vote: YEA Commissioner Cline, YEA Commissioner Cook, YEA Commissioner Ervin, YEA Commissioner Schilling, YEA Mayor White.

Mayor White seconded by Commissioner Ervin moved to recess to closed session at 7:25 p.m. pursuant to the Illinois Open Meetings Act for the purpose of considering the employment, performance or dismissal of employees of the municipality (5 ILCS 120(2)(c)(1)); the purchase or lease of real property (5 ILCS 120(2)(c)(5)); the price for sale or lease of property (5 ILCS 120(2)(c)(6)); or litigation affecting or on behalf of the City of Mattoon (5 ILCS 120/2(c)(11)) consisting of: grievance of AFSCME Local 3821 seeking preference for union members over non-union regular and temporary employees for assignment to Lake Paradise maintenance tasks; proposed amendment to the collective bargaining agreement with AFSCME Local 3821 establishing promotion criteria for clerical, accounting, telecommunicator and meter reading jobs of the municipality; request to designate Dr. Michael Noetzel of St. Louis Children's Hospital and Dr. Paul Simons of Forest Park Pediatrics of St. Louis "in-network providers" for the self-insured health insurance plan of the municipality. Both of these physicians were designated as "in-network" health care providers before the third party administrator was changed from BAS to PersonalCare, proposed land exchange whereby the City would acquire real estate south of the YMCA in exchange for a land owned by the municipality; and appointments to a committee to review applications and to formulate a short list of candidates to interview for the successor city administrator position.

Mayor White declared the motion carried by the following vote: YEA Commissioner Cline, YEA Commissioner Cook, YEA Commissioner Ervin, YEA Commissioner Schilling, YEA Mayor White.

Council reconvened from closed session at 9:13 p.m.

Council discussed in-network health insurance providers, determining administrative handling of the issue.

Mayor White seconded by Commissioner Cook moved to adjourn at 9:15 p.m.

Mayor White declared the motion carried by the following vote: YEA Commissioner Cline, YEA Commissioner Cook, YEA Commissioner Ervin, YEA Commissioner Schilling, YEA Mayor White.

/s/ Susan J. OBrien  
City Clerk